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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE EASTERN DISTRICT OF CALIFORNIA

8 STEPHEN MACK,

9 Petitioner, No. CIV S-02-1539 GEB JFM P

10 vs.

11 G.M. GALAZA, Warden, et al.,

12 Respondents. ORDER

13 _____ /
14 Petitioner has filed his third request for the appointment of counsel. There
15 currently exists no absolute right to appointment of counsel in habeas proceedings. See Nevius
16 v. Sumner, 105 F.3d 453, 460 (9th Cir. 1996). However, 18 U.S.C. § 3006A authorizes the
17 appointment of counsel at any stage of the case “if the interests of justice so require.” See Rule
18 8(c), Fed. R. Governing § 2254 Cases. In the present case, the court does not find that the
19 interests of justice would be served by the appointment of counsel.

20 Accordingly, IT IS HEREBY ORDERED that petitioner’s September 11, 2006
21 request for appointment of counsel is denied.

22 DATED: September 29, 2006.

23 
24 John F. Mack
25 UNITED STATES MAGISTRATE JUDGE
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